

# **EXHIBIT 1**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

SHARAGANO HOLDINGS, INC.,

Plaintiff,

v.

JMB APPAREL DESIGNER GROUP, INC.,

Defendant.

Civ. Action No. 07 Civ. 6244 (NRB)

**AFFIDAVIT OF JACKIE PAPPAS**

I, Jackie Pappas, being duly sworn, do hereby depose and state under oath as follows:

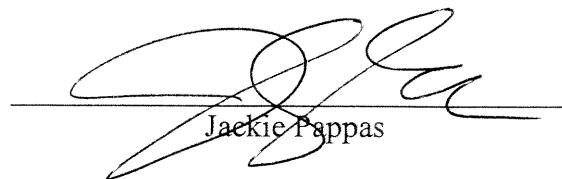
1. I am the public relations and marketing director of Sharagano Holdings, Inc. (“Sharagano”). I submit this affidavit in support of Sharagano’s application for a preliminary injunction.

2. On July 18, 2007, I went to Burlington Coat Factory at 707 6<sup>th</sup> Avenue in New York City. I approached a sales associate at Burlington Coat Factory and informed her that I was interested in purchasing a Sharagano suit. She told me that they carried the brand and she directed me to a rack that contained 6 suits with labels and hangtags that appeared to say “Sharagano” in script writing followed by the name “Atelier” (“SHARAGANO ATELIER”). I purchased one of the suits. A copy of the receipt and the hangtag from the suit that I purchased from Burlington Coat Factory are attached hereto as Exhibit A.

3. On July 18, 2007, I also went to Filene’s Basement at 620 6<sup>th</sup> Avenue in New York City. I approached a sales associate at Filene’s Basement and informed her that I was interested in purchasing a Sharagano suit. She told me that they carried the brand and she

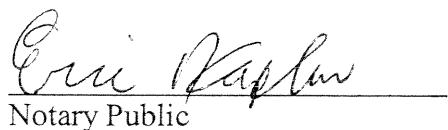
directed me to a rack that contained 12 suits with the SHARAGANO ATELIER labels and hangtags. There were approximately 5 or 6 different styles of suits all with the same SHARAGANO ATELIER labels and hangtags. I purchased one of the suits from Filene's Basement. A copy of the receipt and hangtag is attached hereto as Exhibit B.

Dated: New York, New York  
July 19, 2007

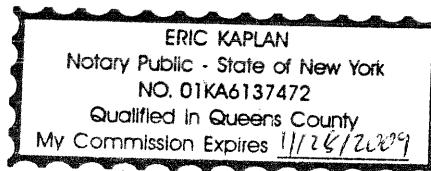


Jackie Pappas

Sworn to me this 19  
day of July, 2007



Eric Kaplan  
Notary Public



# **EXHIBIT A**

# Burlington

coat factory

707 6th Avenue, New York City, NY  
Store Mgr Gustavo L. (212) 229-1300

Shop online @  
BurlingtonCoatFactory.com

235/03 T69696 07/18/07 14:36 C76559



## REGULAR SALE

COATS	528-80497853	\$59.99a
30.0% Markdown		\$-18.00
<b>YOUR PRICE \$41.99</b>		

## SPECIAL PRICING

a) Buy at least 1, get 30.0% off

Subtotal	\$41.99
<b>TOTAL</b>	<b>\$41.99</b>

### Amounts Tendered

1 Am Express	\$41.99
Auth#: 582329	Acct #: XXXXXXXXXXXX1012
PAPPAS/JACQUELINE A	

-----  
Total Paid \$41.99

-----  
Returns must be made by 08/17/07  
-----

# ITEMS SOLD 1

THANK YOU FOR SHOPPING  
Burlington Coat Factory

# Burlington

707 6th Avenue, New York City, NY  
Store Mgr Gustavo L. (212) 229-1300

Shop online @  
BurlingtonCoatFactory.com

235/03 T69696 07/18/07 14:36 C76559  
235 03 69696 07/18/07

REGULAR SALE

COATS 528-80497853  
30.0% Markdown  
**YOUR PRICE \$41.99**

SPECIAL PRICING

a) Buy at least 1, get 30.0% off

Subtotal \$41.99  
TOTAL \$41.99

Amounts Tendered  
1 Am Express \$41.99  
Auth#: 582329 Acct #: XXXXXXXX1012  
PAPPAS/JACQUELINE A

Total Paid \$41.99

Returns must be made by 08/17/07

RN#111959



# **EXHIBIT B**

**Filene's Basement**

620 Ave of the Americas

New York NY 10011

Tel # 212-620-3100

STR# REG# TRN# EMP#  
70 006 00000440 70107

7/18/07 15:03

**SALE**

DEPT	ITEM	PRICE	QTY	YOUR PRICE
802	834856	\$89.97	1	\$62.97N
BOXPLAIDBB/No Co/NOS				
30% Item Disc \$27.00				
SubTotal Before discount \$89.97				
Discount \$27.00				
Sales ID# 0				
Sub Total \$62.97				
Total \$62.97				

AMEX Credit Card \$62.97  
Acct#xxxxxxxxxx1012

S

=====  
Your Total Savings \$27.00

=====  
Thank you for shopping with us!  
Please visit us online at  
[www.filenesbasement.com](http://www.filenesbasement.com)

7/18/07 15:03

**Filene's Basement**  
620 Ave of the Americas  
New York  
Tel # 212-620-3100 NY 10011

STR#	REG#	TRN#	EMP#
70	006	00000440	70107

7/18/07 15:03

**SALE**

DEPT	ITEM	PRICE	QTY	PRICE
802	834856	\$89.97	1	\$62.97N
30% Item Disc				
SubTotal Before discount		\$27.00		
Discount				
Sub Total		\$89.97		
Total		\$27.00		
		\$62.97		

AMEX Credit Card  
Acc #xxxxxxxxxx1012 \$

=====  
Your Total Savings \$27.00

=====  
Thank you for shopping with us!  
Please visit us online at  
[www.filenesbasement.com](http://www.filenesbasement.com)

